# Quarterly Report

OF THE

# ATTORNEY GENERAL

OF

# ALABAMA

FOR THE PERIOD

FROM JULY 1, 1974

THROUGH SEPTEMBER 30, 1974

WILLIAM J. BAXLEY, Attorney General

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# QUARTERLY REPORT

of the

# ATTORNEY GENERAL

of

ALABAMA

For the Period

From July 1, 1974

Through September 30, 1974

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TO THE STATE, COUNTY, AND MUNICIPAL OFFICERS OF ALABAMA:

This Quarterly Report of the Attorney General of Alabama, which includes all official opinions rendered by the Attorney General from July 1, 1974, through September 30, 1974, is published in compliance with the provisions of Title 55, Section 228, Code of Alabama, 1940.

Under this section of the Code, I am required to send seven copies of this Quarterly Report to each judge of probate in the State, and the judge of probate, in turn, is required to deliver one copy each to the clerk of the circuit court, the sheriff, the tax collector, the tax assessor, the county superintendent of education, and the deputy district attorney of his county. The section also requires that I send a copy of this report to each district attorney and the chief executive officer of each incorporated municipality in the State.

The office of the Attorney General is anxious to render prompt and efficient service to the State, County, and municipal officials. If you have any suggestions to make regarding the improvement of the service, I shall be glad to hear from you.

Sincerely,

WILLIAM J. BAXLEY

Attorney General

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July 29, 1974

Honorable James F. Watson
Tax Collector
Dale County
P. O. Box 267
Ozark, Alabama 36360

Taxation — Ad Valorem Taxes — Exemption — United States.

Property obtained by FEDERAL NATIONAL MORTGAGE ASSOCIATION through foreclosure proceedings and subsequently conveyed to SECRETARY OF HOUSING AND URBAN DEVELOPMENT is subject to Ad Valorem Tax assessed by the State or local taxing authority.

Opinion by Assistant Attorney General Payne.

Dear Mr. Watson:

This will acknowledge your letter of June 17, 1974 pertaining to certain real estate obtained by the United States Government through its agencies the Federal National Mortgage Association and the Department of Housing and Urban Development. Your letter encloses certain instruments noted as "mortgage, mortgage transfer, foreclosure and a Special Warranty Deed". There is also enclosed a copy of a letter to the Tax Assessor advising him to direct future tax bills to the Federal Housing Administration. You also advise that some of the assessments that you have made have been paid and some have not, and you are unable to obtain any information from the Secretary of Housing and Urban Development as to the method of handling these accounts.

The mortgage copy referred to above was given by Charles Johnson and his wife to Cobbs, Allen & Hall Mortgage Company and executed on April 24, 1971, and approximately a month later, May 27, 1971, the Johnson mortgage was transferred and sold to FEDERAL NATIONAL MORTGAGE ASSOCIATION, a corporation authorized under the laws of the United States reciting a consideration of $17,500; that FEDERAL NATIONAL foreclosed the Johnson mortgage on December 20, 1971; that nine days later FEDERAL NATIONAL by SPECIAL WARRANTY DEED conveyed the Johnson property "unto SECRETARY OF HOUSING AND URBAN DEVELOPMENT, of Washington D. C.", for valuable consideration.

Personnel of your office advised me that the situation depicted in the above paragraph is prevalent in Dale County; that these situations are occurring continuously and much property is off of the tax rolls; that there is considerable uncertainty with respect to the status of properties obtained by the Federal Government under the circumstances as shown in the above paragraph with respect to the Johnson mortgage.

The Department of Housing and Urban Development (hereinafter referred to as HUD) was established under Title 42, U.S.C.A., Section 3532, which, in substance, states: That there is established at the seat of government an executive department to be known as Department of Housing and Urban Development; it is further provided that the head of the Department will be a Secretary of Housing and Urban Development. Title 42, U.S.C.A., Section 3535, pargraph (i), sub-paragraph (2), authorizes the Secretary to:

> "(2) enter into agreements to pay annual sums **in lieu of taxes** to any State or local taxing authority with respect to any real property so acquired or owned;" (Emphasis Supplied)

This indicates to me Congressional attitude toward taxation of the property of HUD is permissive. The above quote merely allows the Secretary, if deemed advisable, to pay annual sums to the various taxing authorities in lieu of taxes. The wording "in lieu of taxes" presupposes the existence of taxes with respect to the property acquired by HUD.

As indicated above, the property formerly owned by the Johnsons was conveyed to HUD by FEDERAL NATIONAL "FOR VALUABLE CONSIDERATION". The deed of conveyance specifically states that the conveyance is made "subject to unpaid taxes and assessments", which, again, is indicative that taxes are to be paid by HUD in the carrying out of the overall housing undertaking. The conveyance made by FEDERAL NATIONAL to HUD was a mere paper transaction as there is no mention of any monetary consideration actually passing between those two parties. In law and fact FEDERAL NATIONAL is a part of and is in HUD. FEDERAL NATIONAL MORTGAGE ASSOCIATION was created under Title 12, U.S.C.A., Section 1717, where it is provided:

> "(a) (1) There is created a body corporate to be known as the "Federal National Mortgage Association", **which shall be in the Department of Housing and Urban Development.**" (Emphasis Supplied)

That the Congress has consented for the property, such as is involved in your inquiry, to be subject to taxation is made more manifest by the provisions of Title 12, supra, Section 1723a., sub-paragraph (c) (1) on page 407, with respect to property of FEDERAL NATIONAL MORTGAGE ASSOCIATION. There it is provided that the Association and its franchise, mortgages, and income shall be exempt from all taxation now or hereinafter imposed, etc. The Section then provides as follows:

> "**except** that any real property of the Association shall be **subject** to State, territorial, county, municipal, or local taxation to the same extent **according to its value** as other real property is taxed." (Emphasis Supplied)

In considering this type legislation, I think the Congress was mindful that it would unduly deplete State and local revenues by withdrawing certain properties foreclosed by the government from the tax rolls. To remedy this situation or to alleviate the condition somewhat, I think

Congress did not intend to exempt the properties involved here from State and local Ad Valorem taxation.

You wish to know the effective date of the various conveyances referred to by your enclosures. Briefly, the mortgage by the Johnsons was executed on April 24, 1971 and transferred to FEDERAL NATIONAL on May 27, 1971 and on this date FEDERAL NATIONAL became the holder of the legal title to the property. Therefore, on October 1, 1971, which was the beginning of the 1972 tax year, FEDERAL NATIONAL had the legal title although the Johnsons were primarily liable for the tax for the year 1972. When FEDERAL NATIONAL foreclosed the mortgage on December 20, 1971 on default, the legal title held by it became absolute. Should the Johnsons not have paid the tax, it would have been incumbent upon FEDERAL NATIONAL to have paid the tax to protect its interest. The effective date, therefore, for tax purposes would be October 1, 1971. I assume that taxable year 1972 has by this time been paid by someone. It may have been by HUD as they obtained title to the property on December 29, 1971 and, as stated, took the conveyance from FEDERAL NATIONAL subject to unpaid taxes and assessments.

To answer your question set out in the last paragraph of your letter: Yes, the property transferred to FEDERAL NATIONAL and deeded to the Secretary of HUD is or was government property back in 1971 (and may still be). The effective date you asked about has been answered immediately above.

Very truly yours,

WILLIAM J. BAXLEY
Attorney General

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August 2, 1974

Mrs. Adeline D. Walker
Register, Circuit Court in Equity
Oneonta, Alabama

Costs and fees — Register, Circuit Court in Equity.
Costs in divorce cases properly charged under statutory direction. Act #567, 1973 Acts, page 824.

Opinion by Assistant Attorney General Lurie.

Dear Ms. Walker:

The questions submitted by you in your inquiry of July 29, 1974 is as follows:

"Attached hereto are cost bills in Personal Service & Answer & Waiver divorce cases, as I interpret them from the 1973 Acts of Legislature, Act #567, Page 824.
"The Costs in question is Partain vs. Partain, where to begin

with these were two (2) summons executed by the Sheriff of Blount County, with charges of $6.30. later an Answer was filed by the Defendants Guardian Ad Litem. As you will see from the Cost Bill I charged for issuing the summons, for copies, and for entering return, etc. The Attorney for the Plaintiff contends, I am entitled only to $13.20 plus Sheriffs charges since this is only an answer & waiver divorce case. I say otherwise, will you please settle this for me as it is not my intention to carge for anything not due."

It is the opinion of this office that the cost bill prepared by you and attached to your request is proper in view of the provisions for the Registers' fees pursuant to Act #567, 1973 Acts, page 824. The line item fee styled "Answer and Waiver-Divorce Decree, 2 copies of decree . . . . $13.20" in said Act provides for a fee of $13.20 to be paid for two copies of a decree entered in such cases and in no manner contemplates a waiver of the other fees for services rendered as is provided in said Act.

This does not consider the constitutionality of said Act #567 in view of Section 96 of the Constitution of Alabama 1901, nor does it consider whether or not the fees prescribed in such act constitute an increase in compensation to the Register which would contravene the provisions of Amendment #92 of the said Constitution.

Yours very truly,

WILLIAM J. BAXLEY
Attorney General

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August 26, 1974

Honorable Edward Christopher
Tax Assessor Limestone County
Athens, Alabama

Tax Assessors — Ad Valorem Tax — Motor Vehicles.
It is mandatory that the Uniform Motor Vehicle Assessment Schedule for Ad Valorem Taxes issued by the State Department of Revenue to be effective October 1, 1974 be used by tax assessors in assessing motor vehicles for ad valorem tax purposes.

Opinion by Assistant Attorney General Livingston.

Dear Mr. Christopher:

In your letter dated August 16, 1974 you refer to Acts No. 116, 166 and 160 of the Third Special Session of the 1971 Alabama Legislature and also to the Uniform Motor Vehicle Assessment Schedule for Ad Valorem Taxes issued by the Department of Revenue to be effective October 1, 1974. The schedule establishes the assessed values to be used by tax assessors in assessing motor vehicles. In your letter you state:

"The manuals referred to above list the 'Sticker Price' as being the basis of valuation." You then ask the following questions:

> "1. I would appreciate an opinion at your early convenience as to whether it is mandatory that this office use said 'Uniform Motor Vehicle Assessment Schedule' in Limestone County. We enclose an opinion by the attorneys for Limestone County on this question herewith.
>
> "2. What is the 'fair and reasonable market value' of a new car; the 'Sticker Price', or what the car can reasonably be bought for?"

My answer to question 1 above is in the affirmative. In view of the provisions of Act No. 160, Third Special Session 1971, particularly Sections 1, 2, 5 and 15 and in order to equalize the assessment of motor vehicles in compliance with the order of the Federal Court in the case of **Weissinger v. Boswell,** 330 Fed. Supp. 615 and especially the order of the Federal Court in said case issued on March 8, 1974, it is my opinion that the Commissioner of Revenue has the authority to require that motor vehicles be assessed in accordance with the Assessment Schedule referred to. On page 5 of the order dated March 8, the Court stated:

> ". . . The responsibility for appraisals of property statewide and the ultimate achievement of equalization of ad valorem assessments as required by state law and the mandates of the United States Constitution, is upon, and should remain upon, the defendant Boswell. The development and implementation of adequate means to carry out his responsibilities should likewise be upon him, subject to its being demonstrated to the court that the means developed by him are unconstitutional or in violation of law or simply are not getting the job done."

Even though the order of the Federal Court is directed primarily at the appraisal of real property, the assessment of personal property cannot be excluded and must of necessity be equalized by the Department of Revenue.

With respect to question 2, on page IV of the Assessment Schedule it is stated:

> "The assessed value schedules shown on page 1 through 4 of this manual represents 25% of average retail value as determined from NADA publications, automotive industry publications, motor vehicle dealers and other reliable sources to establish average retail value. This assessed value schedule will be used for State assessed value and for those counties assessing Class II property at 25%."

Nowhere in the schedule is there any mention of or reference to the "Sticker Price" as stated by you. However, be that as it may, my answer to question 1 makes it unnecessary to answer question 2.

Very truly yours,

WILLIAM J. BAXLEY
Attorney General

August 26, 1974

Honorable Ray McClendon
Tax Assessor
Marshall County
Guntersville, Alabama 35976

Ad Valorem taxes — Tax Sales — Notices.
All statutes pertaining to sale of property for non-payment of taxes strictly construed.
Erroneous description of land in notice of tax sale makes purported sale invalid.

Opinion by Assistant Attorney General Payne.

Dear Mr. McClendon:

This will acknowledge your letter of August 19, 1974, relative to a tax sale of property located in Marshall County. The substance of your letter is as follows:

> That in June of 1971 the Marshall County Tax Collector sold for taxes property described as "Lot 7 Block 2 of the 'Emma Sorter Sub-Division "; certified mail to Triple A Mobile Homes, the last known owner, was returned by the Post Office with the notation "moved, left no forwarding address". Since the sale of the property described above in June of 1971 there has now come to your attention that the description of the property sold, as shown above, was erroneous and should have been described as "Sorter Sub Division", Lot 7, Block 2; you further state that under the previous owners of the property the legal description in the assessment had always been correct, but on the last known owner's assessment someone had penciled in "Emma" thereby confusing the description of the property.

You pose two questions: "1. Is the sale valid? 2. If not, what procedure must we go through to make the purchaser's efforts valid." You state that if my opinion calls for re-advertising the property, "would the three-year period still be applicable?"

It is my conclusion that the tax sale involved is invalid due to the lack of proper description of the property sought to be sold at the tax sale. You advised me over the telephone that the newspaper advertisement advertising the property for sale described the property to be knocked down at the sale as "Lot 7, Block 2 of the 'Emma Sorter Sub-Division' ". The newspaper description and, as I understand it, the description of the property in the certificate of sale both refer to the "Emma Sorter Sub-Division' as the property to be sold for delinquent taxes. The notice of sale as indicated above, in my opinion, would not put on notice one owning property described as "Sorters Sub Division".

The courts of Alabama have long been committed to the theory that all laws and statutes involving a sale of property for non-payment of

taxes are strictly construed in that all requirements set out in the law and statutes must be complied with in order for there to be a valid tax sale. The Alabama Supreme Court in **State v. Graham,** 273 Ala. 634, 143 So.2d 810 noted:

> "It is long settled that a tax sale is void in the absence of evidence that the requirements of the statutes (Title 51, § 249 et seq.) have been complied with . . . . (Citations Omitted). One claiming under a tax title bears the burden of proving compliance with each and every requirement as to assessment, failure to pay taxes, **giving of notice,** holding of sale and execution of the tax deed." (Citations Omitted and Emphasis Added.)

The notice required under Sections 252 and 259, Title 51, Code of Alabama 1940, Recompiled 1958, is to assure alleged taxpayers that it is their property that is to be sold so as to afford them time to pay the delinquent tax, etc. That notice means that the property should be so described as to enable the taxpayer to at once identify his property from the description posted or advertised in the newspaper. Our courts have stated:

> "The purpose of the notice is **to apprise the owner that his property will be sold for taxes,** . . . It has been the universal holding of this court that statutes governing tax sales must be strictly construed when it involves the **divestiture of the title of the true owner."** (Emhpasis Added.) **Craig et al v. Swader et al.,** 225 Ala. 366, 143 So. 553; and see **Flowers v. Tillery,** 272 Ala. 9, 127 So.2d 595, headnote 1.

Due to the erroneous description contained in the notice of sale, it is my opinion that the tax sale was invalid and would not legally convey title to the property attempted to be sold under the circumstances.

The fact that this particular sale was invalid does not mean that the property could not be re-assessed under the correct description of the property being assessed and the property again advertised as was the case in the first instance showing the correct description of the property. The State has not lost any tax money by reason of this aborted sale of the property; the tax was collected at the time of the sale and you so informed me that taxes have been paid up to the present time. You also state that the person buying the property and the Tax Collector all acted in good faith and that, had the description not been incorrect, the last known owner still would not have received the notice. Since the last known owner moved and left no forwarding address, I think you could advertise the property such as in the case of a non-resident and as is provided in Section 252, sub-section (c), Title 51, Code, supra.

In your letter you state if the property is again advertised for sale "would the three year period still be applicable?" Technically and legally there has not in fact been a sale of the property as the erroneous dscription in the notice of sale rendered the sale abortive, as indicated earlier. Therefore, the three-year period would not run until the sale

has been made valid along the lines indicated. In such case, the three-year period, as provided by Section 276, Title 51, supra, would begin to run as of the date of the sale of the property.

For your information, you may read Section 285, Title 51, supra, and if you deem it advisable, you may contact the purported purchaser at the original sale and have some understanding or agreement with respect to settlement of the taxes.

Very truly yours,

WILLIAM J. BAXLEY
Attorney General

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August 27, 1974

Greene County Commission
P. O. Box 347
Eutaw, Alabama 35462

Greene County — Industrial Development Act #178, 1961 Ex. Sess. Amended by Act #1184, 1971 Acts — Self-liquidating projects.

Constitutional Amendent #188 — County may become liable for promotion of industrial growth. All projects must be submitted to electorate.

Opinion by Assistant Attorney General Lurie.

Attention: Honorable W. M. Branch, Chairman

Gentlemen:

Your letter of August 14, 1974 has been received and you have requested an opinion of this office as follows:

> "The Greene County Commission would appreciate an opinion relative to the legality of building a facility which will be leased to a non-profit making organization for the purpose of offering health services within Greene County on a fee for service basis. The County Commission is contemplating using Revenue Sharing Funds to build such a facility.
>
> "The Commission would like to also know if Amendment 188, a local law, conflicts in any way with Chapter 24 of Title 12, Code of Alabama 1940, Recompiled 1958. We would particularly like to know if qualified electors of Greene County will have to ratify specific projects under Amendment 188."

Amendment No. 188 to Constitution of Alabama 1901 provides for the economic development of Greene County for various promotional projects and permits the purchase, construction, leasing or other acquisition of real property, buildings, merchandise and equipment and, among other things to

". . . lend its credit or to grant public monies and things of value in aid of, or to, any individual, firm, association or corporation whatever."

Thus, pursuant to such amendment Greene County may obligate any or all of its funds and may become indebted to an amount not to exceed $250,000 and pledge its full faith and credit to the payment of any obligations incurred thereby. Said amendment is self-executing.

It is necessary that any engagement, commitment or undertaking under the provisions of said amendment shall have been approved by a majority of the qualified electors of the county.

Title 12, Chapter 24, Code of Alabama Recompiled 1958 (as cited by you) contains the provisions of Act No. 178, 1961 Extra Session, and the amendment thereto by Act No. 1184, 1971 Acts. Act No. 178 is a general act relating to all of the counties in the State and was designed for the purpose of authorizing counties to have additional powers to promote industry and growth. However, each project entered into pursuant to said act shall be self-liquidating and payable by the county solely from the revenues derived from the operation of the project. While each county may issue revenue bonds without the approval or consent of any governing body or public officer, it shall not have the power to operate any project as a business. The amendatory act (Act No. 1184, 1971 Acts, p. 2043) amends certain pertinent sections of said Act No. 178 and limits the application of the amendments to counties having a population of not less than 54,500 nor more than 56,000 and extends the powers to include projects to provide facilities for use by or for agencies of the government of the United States.

There is no conlict between the amendment and the two acts cited.

It is hoped that these findings will enable you to proceed with the offering of health services in Greene County.

Yours very truly,

WILLIAM J. BAXLEY
Attorney General

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September 17, 1974

Honorable E. Harvey Albea, Judge
Juvenile and Domestic Relations Court of Calhoun County
Court House Annex No. 2
Anniston, Alabama 36201

Department of Youth Services — Juvenile Court — Judges. Judges of Juvenile Courts, or courts exercising jurisdiction in cases involving juveniles, may not place children in unlicensed detention facilities or in unlicensed foster care facilities for youth found delinquent.

Opinion by Assistant Attorney General Jamie L. Pettigrew.

Dear Judge Albea:

In your letter dated August 26, 1974, you requested an official opinion as follows:

> "Upon the passage in the last Regular Session of the Alabama Legislature of 1973, Act #816, among other provisions, states as follows: Section 9 '. . . On or after January 1, 1974, no county or city in the state or any public or private agency, group, corporation, partnership, or individual shall establish, maintain, or operate any detention facility or any foster care facility for youths found delinquent by a juvenile court, without a license from the Department . . . ' Also, Section 35, sub section B, ' . . . any person, group of persons, association or corporation who (i) conducts, operates, or acts as a foster care facility or detention facility without a license, or an approval to do so in violation of the provisions of this Act . . . shall be guilty of a misdemeanor . . . '
>
> "In light of these specific provisions in the said Act, may a judge who exercises juvenile jurisdiction in the State of Alabama place a child in any facility without said facility having first been properly licensed in accordance with the above act?"

In my opinion, a judge who exercises jurisdiction in cases involving juveniles may not place a child in a detention facility, or a foster care facility for youth found delinquent, which has not been properly licensed pursuant to the provisions of Act No. 816, Regular Session of the Alabama Legislature of 1973. The judge has a duty to place children in licensed facilities. The Department of Youth Services should furnish the juvenile courts with current lists of facilities which are licensed under the provisions of Act No. 816, supra.

Yours very truly,

WILLIAM J. BAXLEY
Attorney General

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September 30, 1974

Honorable Joe R. Evans, Mayor
City of Florala
City Hall Building
Wall Street
Florala, Alabama 36442

Florala, City of — arrests — traffic.

Alabama Law Enforcement Officers on entering another state have no authority except that of citizens as defined by the law of such other state; Alabama Law Enforcement Officers may not arrest a party in Alabama for a misdemeanor committed in another state.

Opinion by Assistant Attorney General Marston.

Dear Mayor Evans:

Your September 5, 1974, letter requesting our formal opinion reads as follows:

> "The City of Florala is located on the Alabama-Florida State Line and the following information is needed in connection with the operation of the Florala Police Department:
>
> "1. Where an offense has been committed in Florala, Alabama and pursuit of offender crosses State Line into Florida, can City of Florala officers make arrest and return offender back into Alabama?
>
> "2. When Florida Law Enforcement Officers call for assistance in making arrest or for help in making arrest can City of Florala Police Officers go into Florida to give such assistance?
>
> "3. When an offense such as speeding or other traffic violation laws has been committed in Florida and offender crosses state line into Alabama, can City of Florala Police arrest offender at the request of Florida Law Enforcement Officers when offender does not break any Alabama Laws when entering Alabama,
>
> "I would appreciate an opinion from your office as soon as possible.'

Before answering your questions we think it proper to set out some general principles. First, a policeman is a citizen and a public official. As a public official, a policeman has those rights and privileges which are conferred on him by law; as a citizen a policeman has all of the rights and privileges of a citizen but no more. Second, a city policeman has power of arrest throughout the county in which the city is located, and, when he is in hot pursuit of an escaping felon or misdemeanant, he may pursue and arrest such person anywhere **in the state.** Title 15, Section 152, Code of Alabama, 1940 (recomp. 1958) **Boswell v. State,** 31 Ala. App. 518, 19 So. 2d. 94 (1944). Finally, the authority of the State of Alabama stops at the State Line. **Minder v. Georgia,** 183 U. S. 559, 46 L. Ed. 328, 22 S. Ct. 224 (1901).

Turning to your specific questions, we answer your first question this way: On crossing into Florida, Florala, Alabama, Policemen have no arrest power except that which Florida confers on its citizens. The common law rule, which probably applies in Florida, is that a citizen may arrest a party for a public offense which is committed in his presence. Of course, the offense must have been under Florida law and committed in Florida. But, the Florala policemen may not return such persons to Alabama against their will, rather they must comply with the Florida law governing citizen arrests, which no doubt requires

that persons so arrested be taken immediately before a Florida Magistrate.

We answer your second question in the affirmative. It is advisable for policemen in State Line areas to assist each other across the line, and the practice is rather common. There is no law forbidding this, so it is legal, if it is done with the approval of the city government. However, we hasten to add that the Alabama officers on entering Florala become citizens merely. They bring with them their skills and equipment but no authority. The only authority Florala policemen have when assisting Florida officers in Florida is that of citizens who are assisting policemen and this would be according to Florida laws.

We answer your third question in the negative. An Alabama policeman may arrest a party without a warrant for a misdemeanor committed in his presence only. Title 15, Section 154, Code of Alabama, 1940 (recomp. 1958) Since Alabama Officers have jurisdiction only over offenses under Alabama law, the misdemeanor must be a violation of Alabama law. Therefore, before Florala, Alabama, Policemen could arrest a party without a warrant for a misdemeanor, the misdemeanor must have been committed in Alabama and in their presence.

Finally, we counsel caution with regard to Alabama Law Enforcement Officers performing acts in Florida. This opinion, as you no doubt realize, will not protect policemen from civil law suits by individuals and will be of little, if any protection in another state. Title 55, Section 241, Code of Alabama, 1940 (recomp. 1958). **Curry v. Woodstock Slag Corp.,** 242 Ala. 379, 6 So. 2d 479 (1942).

We hope what has been written proves helpful.

Very truly yours,

WILLIAM J. BAXLEY
Attorney General

# INFORMAL OPINIONS

During the period July 1, 1974 through September 30, 1974, the Attorney General rendered the following informal opinions.

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| | — A — | | |
| **ABC BOARD** | | | |
| ABC Board Contract—No Price Increases | Henry B. Gray | Sept. 23 | ABC Bd. |
| **ABSENTEE BALLOTS** | | | |
| Absentee Voter Registration— | | | |
| Less than 30 days | Ann Bell | Aug. 14 | 147 |
| **ADOPTION** | | | |
| Married Males Over 18—Are Legal Adults | O. D. Huey | Aug. 19 | 427 |
| **AD VALOREM** | | | |
| Industrial Exemptions— | | | |
| 10% Penalty | Eugene Thomley | July 16 | 208 |
| City Annexation— | | | |
| Retroactive Property Tax | Edward Christopher | Aug. 6 | 414 |
| Mobile Home Tax— | | | |
| Food Stamps Recipient | William H. Young | Aug. 30 | 452 |
| **AIR POLLUTION CONTROL COMMISSION** | | | |
| Investigators—I D Badges | James W. Cooper | July 15 | Air Poll |
| **ALABAMA CONSTITUTIONAL COMMISSION** | | | Control Comm. |
| Constitutional Commission— | | | |
| Expenses for Meetings | Conrad M. Fowler | Sept. 6 | 288 |

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| **ALABAMA EDUCATION ASSOCIATION** | | | |
| Teacher Deductions—"A-Vote" | Paul R. Hubbert | July 9 | Tenure Comm. |
| **ALABAMA HISTORICAL COMMISSION** | | | |
| Rice-Semple-Haardt House—Admission Charge | W. Warner Floyd | Sept. 13 | Hist. Comm. |
| State Agencies—Use of Convict Labor | W. Warner Floyd | Sept. 23 | Hist. Comm. |
| **ALABAMA PUBLIC SCHOOL & COLLEGE AUTHORITY** | | | |
| Negotiations with Low Bidders | James R. Solomon | July 12 | Ala. Pub. School & Col. Authority |
| **AMBULANCE SERVICE** | | | |
| Ambulance Service—County Civil Defense Program | James L. Sawyer | July 30 | 240 |
| City Funds—Ambulance Service—County Hospital | David T. Hyde | Aug. 12 | 133 |
| **ANNEXATION** | | | |
| Territory Must Be Contiguous | R. O. Murphy | Aug 9 | 417 |
| Vestavia Hills Annexation—Act 2228 | Robert S. Vance | Aug. 26 | 331 |
| Vestavia Hills Annexation—Act 2228 | Thos. A. Dujanovic | Aug. 26 | 444 |
| Annexation—Ad Valorem Exemption—Bar from Voting Unconstitutional | David Vann | Sept. 18 | 443 |

| Subject | Addressee | Date | File No. |
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| **ANNISTON, CITY OF** | | | |
| Anniston Ordinance—<br>Professional License Fees | Robert M. Field | Sept. 23 | 356 |
| **ATTORNEYS** | | | |
| County Health Dept.—<br>Private Attorney | James T. Pons | Sept. 13 | Pub. Health Dept. |
| **AUDITOR** | | | |
| State Police—Workman's<br>Compensation—"Fare" Program | Melba Till Allen | July 19 | St. Auditor Office |
| | **— B —** | | |
| **BAIL & BOND** | | | |
| Bond for Traffic Misdemeanor—<br>Driver's License Surrender | Fred L. Huggins | Aug. 23 | 173 |
| **BALDWIN COUNTY** | | | |
| Appointment of Court Officers—<br>Circuit Judge—Baldwin County | David C. Wood | Aug. 26 | 21 |
| Delegate Transportation—<br>Conference of County Commissioners | David C. Wood | July 17 | 21 |
| Clerk of Probate Judge—<br>Transportation Furnished | Baldwin Co. Comm. | Sept 4 | 206 |
| Gulf Shores—Non Resident<br>Privilege License Fee | Daniel L. Kinsey | Sept. 3 | 456 |
| Baldwin County Funds—<br>"Task Force Six" | T. M. Brantley | Sept. 25 | 206 |

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| **BARBOUR COUNTY** | | | |
| County Funds—LEPA Grant—Fee Basis Official | David S. Nix | Aug. 22 | 429 |
| **BIRMINGHAM, CITY OF** | | | |
| Annexation—Ad Valorem Exemption—Bar from Voting Unconstitutional | David Vann | Sept. 18 | 443 |
| Birmingham Pension System—Fiduciary Services | W. H. Fieselman | Aug. 28 | 442 |
| **BLOUNT COUNTY** | | | |
| County Resources—Paving Private Roads—Grave Digging Service | Thos. L. Rountree | Aug. 27 | 46 |
| **BOARD OF BARBER EXAMINERS** | | | |
| Members Paid Actual Expenses | Martin G. Durden | Sept. 24 | Bd. of Barber Examiners |
| Tuscaloosa County Barber Law Enforceable | Roger Williams | July 10 | 385 |
| **BOARD OF CORRECTION** | | | |
| "Service Charge"—State Inmates—Jefferson Co. Jail | L. B. Sullivan | July 19 | Bd. of Correct. |
| Board of Corrections—Outside Sources Travel Funds | W. L. Bullard | Sept. 23 | Bd. of Correct. |
| **BOARDS OF EDUCATION** | | | |
| Supt. of Education—Morgan County—Appointive Office | Robt. C. Street | July 22 | 386 |

| Subject | Addressee | Date | File No. |
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| County may call school tax election | H. L. Speake | July 12 | 388 |
| Morgan Co. Board—Appointment of Superintendent | Jean F. Whitley | Aug. 16 | 411 |
| Teacher Salary—Teaching Out of Field | Jim Boyd | July 19 | 405 |
| Teacher/Legislator—Salary and Secretary Discussed | Lewis W. Headley | Aug. 15 | 420 |
| County Board of Education—Land Conveyance to Highway Dept.—Adequate Consideration | W. J. Ray | July 31 | 424 |
| Teacher—Member of Legislature—Leave Without Pay | Paul R. Hubbert | Aug. 20 | Tenure Comm. |
| School Principal Transferred—Pay for Services Rendered | Woodie S. Napper | Aug. 19 | 425 |
| Chilton County Board of Education—Land Conveyed to Jemison | William D. Latham | Sept. 11 | 434 |
| Teacher Salary Deduction—Excess Leave | A. W. Steineker | Aug. 26 | Exam. of Pub. Acc't. |
| Tenure Status—Henry Rowe | Eugene M. McLain | Sept. 18 | 445 |
| Funds for Office Space—County Supt. of Education | S. W. H. Williams, Jr. | Sept. 24 | 316 |
| School Boards—Use and Sale of School Board Real Estate | H. L. Speake | Aug. 19 | 388 |
| Teacher Deductions—"A-Vote" | Paul R. Hubbert | July 9 | Tenure Comm. |

| Subject | Addressee | Date | File No. |
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| **BOARD OF EXAMINERS IN THE BASIC SCIENCES** | | | |
| Basic Science Exam—Citizenship Requirement Unconstitutional | C. E. Klapper | Sept. 5 | Bd. of Exam. in Basic Sciences |
| Basic Science Exam—75% Score | Gene R. Smitherman | Aug. 30 | Bd. of Exam. in Basic Sciences |
| **BOARD OF EXAMINERS IN PSYCHOLOGY** | | | |
| May Hire Investigator | Ms. Judy Hall | Aug. 1 | Bd. of Exam. in Psychology |
| Definition—"The practice of Psychology" | Ms. Judy Hall | Aug. 1 | Bd. of Exam. in Psychology |
| Board Expenses—Paid from General Fund | Ms. Judy Hall | July 31 | Bd. of Exam. in Psychology |
| **BOARDS OF REGISTRATORS** | | | |
| Registered Voters—Residency | Ann Bell | Sept. 23 | 147 |
| Absentee Voter Registration—Less than 30 days. | Ann Bell | Aug. 14 | 147 |
| **BUS SERVICE** | | | |
| City Contract—Local Bus Transit Company | Jim Robinson | Aug. 15 | 224 |
| — C — | | | |
| **CANDIDATES** | | | |
| City Employee—Non Merit System—Candidate Without Resigning | Glenda Allison | July 2 | 48 |

| Subject | Addressee | Date | File No. |
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| Conservative Party Nominees | W. G. Mori | Aug. 19 | 421 |
| Political Party—Nominees-Primary | Hewitt L. Conwill | Sept. 6 | 457 |
| **CENTRAL ALABAMA REGIONAL PLANNING AND DEVELOPMENT COMMISSION** | | | |
| City vs. Commission Authority | Robert E. Grasser | July 9 | 397 |
| **CHARITABLE TRUSTS** | | | |
| University of Montevallo—Request to Foundation Fund | Kermit A. Johnson | Sept. 12 | 449 |
| **CIRCUIT COURT CLERKS AND REGISTERS** | | | |
| County Funds—LEPA GRANT—Fee Basis Official | David S. Nix | Aug. 22 | 429 |
| Court Costs—Youthful Offender Actions | Forrest Dobbins | July 3 | 260 |
| **COASTAL AREA BOARD** | | | |
| Coastal Area Board—Permits | Luther W. Hyde | Sept. 24 | Coastal Area Bd. |
| **COLLEGES & UNIVERSITIES** | | | |
| Nursing Scholarships—Repay When Change Programs | Roy S. Stevens | Aug. 16 | 422 |
| University of So. Ala.—Lower Fees for Persons over 65 | Wm. A. Hoppe | Sept. 13 | 437 |
| University of Montevallo—Bequest to Foundation Fund | Kermit A. Johnson | Sept. 12 | 449 |
| Junior College—Match of | | | |

| Subject | Addressee | Date | File No. |
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| LEPA Grant | Lahem Sibert | Sept. 20 | 455 |
| State University—Garnishment Suit | R. Lee Walthall | Sept. 30 | 413 |
| **COMPETITIVE BID LAW** | | | |
| City Water System Improvements | Phil Laird | Aug. 6 | 410 |
| Contracts for Solid Waste Disposal | Ira L. Myers | July 29 | Pub. Health Dept. |
| No Bids Required—Juror Food/Lodging | James Record | Aug. 19 | 415 |
| Cabin Repair Bids—State Park | Claude D. Kelley | Aug. 8 | Conservation Dept. |
| ABC Board Contract—No Price Increases | Henry B. Gray | Sept. 23 | ABC Board |
| **COMPTROLLER** | | | |
| County Health Depts—Purchases Less Than $100. | Fred E. Zeigler | Aug. 29 | Comptroller Office |
| **CONFLICTS OF INTEREST** | | | |
| Mayor Appointed Supervisor—Nursing Home Construction | W. W. Watson | Aug. 9 | 438 |
| **CONSTITUTIONALITY** | | | |
| Indigent Care—Not Obligation of Liability—Univ. Hospital | R. Lee Walthall | July 31 | 413 |
| Basic Science Exam—Citizenship Requirement Unconstitutional | C. E. Klapper | Sept. 5 | Bd. of Exam. in Basic Sciences |
| Annexation—Ad Valorem Exemption Bar from Voting Unconstitutional | David Vann | Sept. 18 | 443 |

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| Local Act—Reimbursement to Judge | Sid McDonald | Aug. 30 | 448 |
| State University—Garnishment Suit | R. Lee Walthall | Sept. 30 | 413 |
| **CONTRACTS** | | | |
| Mobile Co. Commission—Membership in Ala. Travel Council | Maury Friedlander | July 11 | 49 |
| Jefferson Co—Financial Ads | W. Cooper Green | July 11 | 399 |
| Mobile—Cost Plus Contract—City Auditorium | Wm. H. Brigham | Aug. 1 | 106 |
| Bus System—With City | Jim Robinson | Aug. 15 | 224 |
| Motel—Cater Act—Industrial Development Board | Richard Higgins | July 31 | 407 |
| County Hospital—City Funds—Ambulance Service | David T. Hyde, Jr. | Aug. 12 | 133 |
| Public Library Service Agreement—Disney Educational Materials | Eliz. P. Beamguard | Aug. 21 | Public Library Service |
| ABC Board Contract—No Price Increases | Henry B. Gray | Sept. 23 | ABC Board |
| **CORPORATIONS** | | | |
| Foreign Corporation—Agent | Mabel S. Amos | July 22 | Sec. of State |
| Corporation—One of Three Incorporators | John L. Moore | July 17 | 412 |
| **COUNTIES** | | | |
| County Funds—City Streets | James L. Sawyer | July 8 | 240 |

| Subject | Addressee | Date | File No. |
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| County Membership—Ala. Travel Council | Maury Friedlander | July 11 | 49 |
| General Obligation Warrants—Issue without Election | E. W. Enslen | July 26 | 403 |
| Attorney's Fees—Tort Action—County Employee | Ralph H. Ford | July 29 | 341 |
| Data Processing—Tax Collector—County May Pay | Berneal Brock | Aug. 13 | 16 |
| Firefighting Equipment—Fire Dept. Truck | Wm. B. Duncan | Aug. 1 | 94 |
| Funds for Ambulance Service—Civil Defense Rescue Squad | James L. Sawyer | July 30 | 240 |
| Jury Commissions Discussed | G. P. McPherson | July 29 | 423 |
| County Funds—Headquarters for County Commission Assoc. | James Record | July 26 | 415 |
| Flying Club—Travel Expenses | E. Mark Ezell | Aug. 15 | 214 |
| Physical Exam—Police Candidate | John R. Phillips | Aug. 11 | 418 |
| Illicit Liquor Purchase | Alton Turner | July 30 | 250 |
| LEPA Grant—County Matching Funds—Fee Basis Official | B. F. Williams | Aug. 22 | 102 |
| County Funds—Personnel/Equipment for District Attorney | Wiley P. Henderson | Aug. 28 | 432 |
| County Commission—Ex-Officio Chairman Votes | John M. Puryear | Sept. 20 | 348 |
| County Agents Convention—County May Pay Expenses | John Hollis Jackson | Aug. 19 | 441 |
| County Resources—Paving Private Driveways | T. M. Brantley | Sept. 12 | 206 |

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| County Resources—Paving Private Roads—Grave Digging Service | Thos. L. Rountree | Aug. 27 | 46 |
| Solid Waste Disposal Act—Responsibilities | Alton L. Turner | Sept. 13 | 250 |
| Utility Line Construction—County Roads | C. W. Blackwell, Jr. | Sept. 4 | 334 |
| **COURTS** | | | |
| Recorder's Court Cases—Mayor Cannot Dismiss | City Council, East Brewton | Aug. 8 | 404 |
| Appointment of Court Officers—Circuit Judge—Baldwin County | David C. Wood | Aug. 26 | 21 |
| Newspaper Legal Notices—Circuit Court Records | Eunice G. Tindall | Sept. 20 | 446 |
| County Funds—Circuit Court | Wadell C. Zanaty | Sept. 23 | 458 |
| Prisoner Indigency Discussed | Edward W. Enslen | Sept. 10 | 403 |
| **CRIPPLED CHILDREN'S SERVICE** | | | |
| Crippled Children's Service—Agreement with Parents—Reimbursement | Sam L. Canerday | Aug. 8 | Education Dept. |
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| **DEED TAX** | | | |
| Mortgage/Deed Recordation | Richard H. Poellnitz | July 31 | 406 |
| Deed Tax Due—Co-Tenants Partition Real Estate — | George E. Little | Sept. 9 | 450 |
| Morttgage Deed Taxes—Arlen Realty | Ira H. Weissinger | Sept. 20 | 98 |

| Subject | Addressee | Date | File No. |
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| **DISTRICT ATTORNEYS** | | | |
| Solicitors' Fund—Federal Fund Match | John D. Whetstone | Aug. 6 | 416 |
| County Funds—Personnel/ Equipment for District Attorney | Wiley P. Henderson | Aug. 28 | 432 |
| Montgomery Co. Employees—Appointing Authority Determines Number | James H. Evans | Sept. 12 | 350 |
| **DOTHAN, CITY OF** | | | |
| Retirement—Payment for Sick Leave | H. J. Buckhalt | Aug. 12 | 228 |
| **DRUGS & NARCOTICS** | | | |
| Sheriff's Fund—Solicitor's Fund—Contraband Purchase | Thornton Fleming | July 12 | 57 |
| Baldwin Co. Funds—"Task Force Six" | T. M. Brantley | Sept. 25 | 206 |
| **DUAL OFFICE HOLDING** | | | |
| Teacher May Serve as Legislator | Lewis W. Headley | Aug. 15 | 420 |
| City Civil Service Board—County Commissioner of Licenses | John R. Phillips | Aug. 13 | 418 |
| Appointment of Court Officers—Circuit Judge—Baldwin County | David C. Wood | Aug. 26 | 21 |
| Veteran's Service Officer—City Authority Director | Henry L. Hammond | Aug. 15 | 93 |

| Subject | Addressee | Date | File No. |
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| **EDUCATION DEPARTMENT** | | | |
| Crippled Children's Service—Agreement with Parents—Reimbursement | Sam L. Canerday | Aug. 8 | Education Dept. |
| Lamar County—School Property Quitclaimed | LeRoy Brown | Sept. 10 | Education Dept. |
| Industrial Development Training Program—Encumbrance of Funds | LeRoy Brown | Sept. 23 | Education Dept. |
| **ELECTIONS** | | | |
| Annexation—Ad Valorem Exemption—Bar from Voting Unconstitutional | David Vann | Sept. 18 | 443 |
| City Employee—Non Merit System | Glenda Allison | July 2 | 48 |
| Conservative Party—Candidates Nominated—State Meeting | W. G. Mori | Aug. 19 | 421 |
| Political Party—Nominees | Hewitt L. Conwill | Sept. 6 | 457 |
| Recall Election—Phenix City | Wallace K. Brown | Sept. 25 | 396 |
| **EMPLOYERS AND EMPLOYEES** | | | |
| City Employee—Non Merit—Candidate Without Resigning | Glenda Allison | July 2 | 48 |
| Deputy Sheriff Dismissal—Act 586, 1965 | M. M. Gibson | July 19 | 409 |
| City Vehicles—Payment of Damages Repair | Gordon C. Jones | Aug. 13 | 430 |
| Montgomery Co. Employees—Appointing Authority | | | |

| Subject | Addressee | Date | File No. |
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| Determines Number | James H. Evans | Sept. 12 | 350 |
| Federal Programs—Local Merit System | A. J. Cooper | Aug. 22 | 460 |
| **ETHICS COMMISSION** | | | |
| State Official—Interest in Company—Competitive Bid Required | Melvin Cooper | Aug. 5 | Ethics Comm. |
| Copies of Opinions—Fee Charged | Melvin Cooper | Sept. 12 | Ethics Comm. |
| **EXAMINERS OF PUBLIC ACCOUNTS** | | | |
| Supernumerary Tax Assessor—Eligibility | A. W. Steineker | July 5 | Exam. of Public Accts. |
| **EXPENSES** | | | |
| County Travel Expenses—Flying Club | E. Mark Ezell | Aug. 15 | 214 |
| County Agents Convention—May Pay Expenses | John Hollis Jackson | Aug. 19 | 441 |
| Local Act—Reimbursement to Judge | Sid McDonald | Aug. 30 | 448 |
| Board of Corrections—Outside Sources Travel Funds | W. L. Bullard | Sept. 23 | Bd. of Correct. |
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| **FAIRFIELD, CITY OF** | | | |
| Radio Dispatch Service Taxes | Lawrence G. Sides | Aug. 7 | 9 |

| Subject | Addressee | Date | File No. |
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| **FEES** | | | |
| Sheriff's Commission—Not Collected on Costs | Ben Stokes | Aug. 30 | 435 |
| Probate Judge Fees—Act 865, 1973 | Mark Ezell | Sept. 17 | 214 |
| City Cannot Tax Another City | Powell Lipscomb | Sept. 12 | 447 |
| **FINANCE DEPARTMENT** | | | |
| Legislative Appropriation—Printing of Acts | James V. Jordan | July 10 | Finance Dept. |
| Grants—Grading of Industrial Road Beds | James R. Solomon | July 1 | Finance Dept. |
| **FLOMATON, CITY OF** | | | |
| Real Estate Exchange—Between Town and Mayor | Louis N. Bell | Aug. 22 | 439 |
| **FORESTRY COMMISSION** | | | |
| County Funds for Equipment | William B. Duncan | Aug. 1 | 94 |
| **FRANCHISES** | | | |
| Owners of Mobile Greyhound Park—May Reincorporate—Franchise Applicant | Joseph Zoghby | July 3 | 382 |
| **FUNDS** | | | |
| County Funds—City Streets | James L. Sawyer | July 8 | 240 |
| Pharmacy Board—Auto | J. W. McLane | July 9 | Pharmacy Bd. |
| County Membership—Ala. Travel Council | Maury Friedlander | July 11 | 49 |

| Subject | Addressee | Date | File No. |
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| State Committee of Public Health—Travel Expenses | Ira L. Myers | July 8 | Pub. Health Dept. |
| County Employee—Attorney's Fee | Ralph H. Ford | July 29 | 341 |
| Board of Examiners in Psychology—Expenses from General Fund | Judy Hall | July 31 | Bd. of Exam. in Psychology |
| County Funds—Council on Retardation/Rehabilitation | Fred D. Gray | July 17 | 141 |
| County Commissions Conference—Delegate Transportation | David C. Wood | July 17 | 21 |
| Fire Equipment—County Funds | Wm. B. Duncan | Aug. 1 | 94 |
| State Training School for Girls—Survey & Renovation | Eileen N. Slack | July 11 | State Training School for Girls |
| County Commission Assoc.—New Headquarters | James Record | July 26 | 415 |
| County Travel Expenses—Flying Club | E. Mark Ezell | Aug. 15 | 214 |
| Illicit Liquor—County Funds to Purchase | Alton Turner | July 30 | 250 |
| Dept. of Youth Services—Property Survey | George M. Phyfer | Aug. 23 | Youth Services Dept. |
| LEPA Grant—County Matching Funds—Fee Basis Official | B. F. Williams | Aug. 22 | 102 |
| County Funds—Personnel/Equipment for District Attorney | Wiley P. Henderson | Aug. 28 | 432 |
| City Vehicles—Payment of Damages Repair | Gordon C. Jones | Aug. 13 | 430 |

| Subject | Addressee | Date | File No. |
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| Deputy Sheriffs and Jailers—<br>$5.00 Subsistence Allowance | David C. Wood | Sept. 4 | 21 |
| Funds for Office Space—County<br>Superintendent of Education | S. W. H. Williams | Sept. 24 | 316 |
| County Agent Convention—<br>County May Pay Expenses | John Hollis Jackson | Aug. 19 | 441 |
| Industrial Development Training<br>Program—Encumbrance of Funds | LeRoy Brown | Sept. 23 | Education Dept. |
| County Resources—Paving Private<br>Driveways | T. M. Brantley | Sept. 12 | 206 |
| County Resources—Paving Private<br>Roads—Grave Digging Service | Thos. L. Rountree | Aug. 27 | 46 |
| Birmingham Pension System—<br>Fiduciary Services | W. H. Fieselman | Aug. 28 | 442 |
| County Funds—Circuit Court | Wadell C. Zanaty | Sept. 23 | 458 |
| Constitutional Commission—<br>Expenses for Meetings | Conrad M. Fowler | Sept. 6 | 288 |
| Baldwin Co. Funds—<br>"Task Force Six" | T. M. Brantley | Sept. 25 | 206 |
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| **GAMING & LOTTERIES** | | | |
| Mailing Numbered Catalogs—<br>Lottery Discussed | Charles J. Fleming | July 22 | 125 |
| **GARNISHMENTS** | | | |
| State University—Garnishment Suit | R. Lee Walthall | Sept. 30 | 413 |

| Subject | Addressee | Date | File No. |
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| **HEALTH & HEALTH DEPTS.** | | | |
| County Health Dept.—Private Attorney | James T. Pons | Sept. 13 | Pub. Health Fund |
| **HIGHWAY DEPARTMENT** | | | |
| Functional Replacement Costs—Removal of Public Housing Units | Ray D. Bass | Aug. 2 | Highway Dept. |
| County Board of Education—Land Conveyance to Highway Dept.—Adequate Consideration | W. J. Ray | July 31 | 424 |
| County Resources—Paving Private Driveways | T. M. Brantley | Sept. 12 | 206 |
| **HOSPITALS** | | | |
| Bullock Co. Hospital—Drug Permit Required | Charles R. Worthen | July 8 | 387 |
| Escambia Co. Hospital—Atmore/Holman Guards & Inmates | A. G. Weaver | July 22 | 389 |
| Ambulance Service—Hospital May Contract | David T. Hyde | Aug. 12 | 133 |
| Indigent Care—Univ. Hospital—Not Obligation of Liability | R. Lee Walthall | July 21 | 413 |
| **HUNTSVILLE, CITY OF** | | | |
| Public Safety Dept.—Motor Cycle License | Claude S. Prier | Sept. 3 | Public Safety |

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| | — I — | | |
| **INDUSTRIAL DEVELOPMENT TRAINING PROGRAM** | | | |
| Industrial Development Training Program—Encumbrance of Funds | LeRoy Brown | Sept. 23 | Education Dept. |
| **INDUSTRIAL RELATIONS DEPARTMENT** | | | |
| Director Assigns Parking Spaces—Handicapped Employees | Tom J. Ventress | Aug. 21 | Industrial Relations Dept. |
| **INSURANCE** | | | |
| Regional Planning & Development Commissions—Sales/Use Tax Exemption | Robt. E. McGukin | Aug. 8 | 140 |
| Pensions & Security Dept.—Auto Liability Insurance | Julia J. Oliver | Sept. 6 | Pensions & Security Dept. |
| | — J — | | |
| **JEFFERSON COUNTY** | | | |
| Financial Ads—Mercy Hospital | W. Cooper Green | July 11 | 399 |
| County Jail—"Service Change"—State Inmates | L. B. Sullivan | July 19 | Bd. of Correct. |
| Highway Dept.—Public Housing—Red Mtn. Expressway | Ray D. Bass | Aug. 2 | Highway Dept. |
| County Funds—Circuit Court | Wadell C. Zanaty | Sept. 23 | 458 |

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| **JUDGES** | | | |
| Appointment of Court Officers— | | | |
| Circuit Judge—Baldwin County | David C. Wood | Aug. 26 | 21 |
| Local Act—Reimbursement to Judge | Sid McDonald | Aug. 30 | 448 |
| **JURORS & JURIES** | | | |
| Jury Commissions Discussed | G. P. McPherson | July 29 | 423 |
| No Bids Required—Juror Food/Lodgings | James Record | Aug. 19 | 415 |
| **— L —** | | | |
| **LAMAR COUNTY** | | | |
| Supernumerary Payments— Not Retroactive | Berneal Brock | Aug. 1 | 16 |
| Supernumerary Tax Assessor— Acts 935 & 755 | Berneal Brock | Sept. 30 | 16 |
| **LAW ENFORCEMENT** | | | |
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| **LAW ENFORCEMENT OFFICERS** | | | |
| Local Qualifications— Law Enforcement Officers | Roy G. Prestridge | Sept. 17 | 461 |
| Workman's Compensation— Policemen—"FARE" Program | Melba Till Allen | July 19 | Auditor Office |
| State Trooper Experience— Minimum Standards Act | Thomas Rountree | July 17 | 46 |
| Physical Exam Costs— Police Academy Applicants | John R. Phillips | Aug. 11 | 418 |

| Subject | Addressee | Date | File No. |
|---|---|---|---|
| **LAW ENFORCEMENT PLANNING AGENCY** | | | |
| Solicitor's Fund—Federal Fund Match—District Attorney's Association | John D. Whetstone | Aug. 6 | 416 |
| LEPA Grant—County Matching Funds | B. F. Williams | Aug. 22 | 102 |
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